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Judge Ralph R. Beistline

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UNITED STATES DISTRICT COURT
DISTRICT OF ALASKA

MYRNA I. JOHNSON,

Plaintiff,

v.

FRED MEYER STORES, INC., a Delaware
corporation; and JAIME SAN MIGUEL,

Defendants.

Case No. 1J-04-008-CV (RRB)

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ORDER DENYING PLAINTIFF'S MOTION TO REOPEN DISCOVERY

Plaintiff filed a motion requesting the reopening of discovery. The current action has been pending for over two years and there has been substantial discovery to date. Plaintiff's third set of requests for production of documents on May 26, 2006, was outside the scope of the stipulated extension of discovery from April 28, 2006, to July 1, 2006, for limited depositions. While Fred Meyer responded to those requests for production more than 30 days later, the delayed responses did not prejudice plaintiff because the discovery cutoff date was within a few days of the 30 days after service. Furthermore, the documents at issue relate to actions occurring several months after the termination of plaintiff and do not relate

to plaintiff per se, so their potential relevance is limited and further discovery on those documents is unwarranted.

For the reasons set forth herein, plaintiff's motion to reopen discovery is DENIED.

DATED this ____ day of _____, 2006.

Ralph R. Beistline
United States District Judge

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